

**ADJOURNED CITY COUNCIL MEETING
CITY OF WATERTOWN
January 28, 2013
7:00 p.m.**

Mayor Jeffrey E. Graham Presiding

Present: Council Member Roxanne M. Burns
Council Member Joseph M. Butler, Jr.
Council Member Teresa R. Macaluso
Council Member Jeffrey M. Smith
Mayor Graham

Also Present: Sharon Addison, City Manager
Robert J. Slye, City Attorney

City staff present: Elliott Nelson, Jim Mills, Erin Gardner, Gene Hayes, Beth Morris, Chris Audette

The City Manager presented the following reports to Council:

- Resolution No. 1 - Reestablishing Deputy Comptroller Position
- Resolution No. 2 - Amendment No. 87 to the Management and Management Confidential Pay Plan
- Resolution No. 3 - Authorizing Application to New York Safety and Health Hazard Abatement Board, Occupational Safety and Health Training and Education Program Grant
- Resolution No. 4 - Approving 2nd Amendment to the Franchise Agreement with the 1000 Islands Privateers Professional Hockey Team, LLC

Complete Reports on file in the office of the City Clerk

RESOLUTIONS

Resolution No. 1 - Reestablishing Deputy Comptroller Position

Introduced by Council Member Jeffrey M. Smith

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby approves abolishing the position of Accounting Supervisor effective January 29, 2013, and

BE IT FURTHER RESOLVED that the City Council of the City of Watertown hereby approves the reestablishment of a Deputy Comptroller position effective January 29, 2013, and

Seconded by Council Member Joseph M. Butler, Jr.

Rules waived by Motion of Council Member Jeffrey M. Smith, seconded by Council Member Joseph M. Butler, Jr. and carried with all voting in favor thereof.

Prior to the vote on the foregoing resolution, Mayor Graham asked if this position is an officer of the City.

Attorney Slye stated that currently this position is not but he recommends changing this in the future.

At the call of the chair, a vote was taken on the foregoing resolution and carried with all voting yea.

Resolution No. 2 - Amendment No. 87 to the Management and Management Confidential Pay Plan

Introduced by Council Member Teresa R. Macaluso

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown, New York hereby approves Amendment No. 87 to the Management and Management Confidential Pay Plan, effective January 29, 2013, as follows:

<u>Position</u>	<u>Salary</u>
Deputy Comptroller	\$61,271

Seconded by Council Member Joseph M. Butler, Jr.

Rules waived by Motion of Council Member Teresa R. Macaluso, seconded by Council Member Joseph M. Butler, Jr. and carried with all voting in favor thereof.

Prior to the vote on the foregoing resolution, Mayor Graham congratulated Christine Audette on being appointed to this position.

At the call of the chair, a vote was taken on the foregoing resolution and carried with all voting yea.

Resolution No. 3 - Authorizing Application to New York Safety and Health Hazard Abatement Board, Occupational Safety and Health Training and Education Program Grant

Introduced by Council Member Jeffrey M. Smith

WHEREAS the State of New York Safety and Health Hazard Abatement Board is accepting applications for funding to support occupational and safety health training for public and private employees, and

WHEREAS each year the City of Watertown provides occupational training opportunities for its employees, and

WHEREAS Superintendent of Public Works Eugene P. Hayes is recommending that the City prepare an application for \$5,940 in funding to provide the City with an opportunity to expand the number of people receiving the training and expand the training programs offered,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby authorizes the submission of a grant application in the amount of \$5,940 to the State of New York Safety and Health Hazard Abatement Board, and

BE IT FURTHER RESOLVED that Jeffrey E. Graham, Mayor, is hereby authorized and directed to execute the grant application on behalf of the City of Watertown.

Seconded by Council Member Teresa R. Macaluso

Rules waived by Motion of Council Member Jeffrey M. Smith, seconded by Council Member Teresa R. Macaluso and carried with all voting in favor thereof.

At the call of the chair, a vote was taken on the foregoing resolution and carried with all voting yea.

Resolution No. 4 - Approving 2nd Amendment to the Franchise Agreement with the 1000 Islands Privateers Professional Hockey Team, LLC

Introduced by Council Member Roxanne M. Burns

WHEREAS the City and the 1000 Islands Privateers Professional Hockey Team, LLC entered into a Franchise Agreement for the Privateers' use of the City Municipal Arena for the 2012-13 hockey season, by signature last dated June 18, 2012, and

WHEREAS said Franchise Agreement was effective October 1, 2012, and

WHEREAS at a meeting held on September 4, 2012, the Watertown City Council adopted a resolution approving an amendment to the Franchise Agreement, and the parties signed the amendment thereafter, and

WHEREAS the parties now desire to further amend the Agreement to ensure compliance with the regulations and other requirements of the New York State Liquor Authority in connection with the 1000 Islands Privateers' selection of Savory Beverages and Beyond, LLC as its sub-franchisee for obtaining a seasonal license for the sale of beer and wine at the Privateers' home games,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby approves the Second Amendment to the Franchise Agreement between the City of Watertown and the 1000 Islands Privateers Professional Hockey Team, LLC, a copy of which is attached and made a part of this resolution, and

BE IT FURTHER RESOLVED that Sharon Addison, City Manager, is hereby authorized and directed to execute this Second Amendment to the Franchise Agreement on behalf of the City of Watertown.

Seconded by Council Member Jeffrey M. Smith

Rules waived by Motion of Council Member Roxanne M. Burns, seconded by Council Member Jeffrey M. Smith and carried with all voting in favor thereof.

Prior to the vote on the foregoing resolution, Council Member Butler asked how much profit is made by the concession stand during the hockey games.

Erin Gardner, Parks and Recreation Superintendent respond that the average profit is \$527 per game.

Council Member Butler questioned why the City would only be reimbursed \$300 per game which is lower than the amount that the City currently makes.

Ms. Gardner replied that this amount is what Savory and the Privateers were willing to agree to.

In terms of amendments to this contract, Attorney Slye told Council Member Butler that there are no other changes except the various provisions referring to the City having the Concession Stand.

Mayor Graham stated that it costs the City billing hours for attorneys and consultants in order to put together an arrangement in which other individuals will profit from. He indicated that this frustrates him and he wants to make sure this does not happen again. He said that he would like to see problems addressed earlier before it becomes a crisis of the moment due to deadlines. He remarked that Council needs to approve this because it is the only option to get through the season.

Council Member Burns mentioned that this has been a learning curve since it was the first year the City has had a professional hockey team and they need to get through this season. She noted that there was a decision to invest in the concession stand with the hopes of making money and to provide a better product. She stated that Council will do what it has to in order to finish this season but asked if this amended contract is only for this season.

Ms. Addison confirmed that it is not for next season.

Council Member Smith suggested that one way to deal with the sale of beer and wine along with food concession is to bid it out next year. He asked if a report could be prepared showing the total profit or loss to date including employee expenses. He noted the report should show year-to-date totals with and without games.

Mayor Graham stated that the different revenue streams should be reported on to determine how programs such as field rentals, T-ball leagues and golf lessons are performing in comparison to previous years. He added that when reviewing budget numbers, Council needs this information to decide how this revenue fits into the overall funding of the department.

At the call of the chair, a vote was taken on the foregoing resolution and carried with all voting yea.

A D J O U R N M E N T

At the call of the chair, meeting was duly adjourned at 7:18 p.m. by motion of Council Member Joseph M. Butler, Jr., seconded by Council Member Teresa R. Macaluso and carried with all voting in favor thereof.

Ann M. Saunders
City Clerk